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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No.: MLABS.018C3

Applicants : Kiani et al.

For : ACTIVE PULSE BLOOD CONSTITUENT
MONITORING

Attorney : John M. Grover

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Date of Deposit : August 13, 2004

I hereby certify that the accompanying

Transmittal Letter for Request for Continued Examination (RCE);
Amendment and Response to Final Office Action dated March 16, 2004 in
15 pages, previously submitted on May 13, 2004; Check for Filing Fees;
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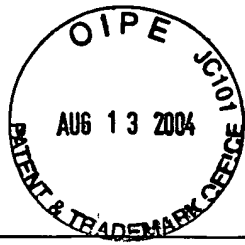
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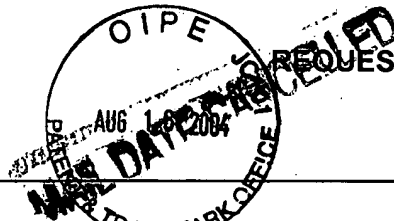
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Attorney Docket No.: MLABS.018C3

Date: August 13, 2004

Page 1



REQUEST FOR CONTINUED EXAMINATION (RCE)

UNDER 37 C.F.R. § 1.114

Appl. No. : 09/706,965
Applicants : Kiani et al.
Filed : November 6, 2000
TC/A.U. : 3736
Examiner : Matthew J. Kremer
Title : ACTIVE PULSE
BLOOD
CONSTITUENT
MONITORING
Docket No. : MLABS.018C3
Customer No. : 20,995

Confirmation No. : 8509

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August 13, 2004

(Date)

John M. Grover, Reg. No. 42,610

Commissioner for Patents
P.O. Box 1450
Mail Stop RCE
Alexandria, VA 22313-1450

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Enclosed are:

- (X) an Amendment and Response to Final Office Action dated March 16, 2004 in 15 pages previously filed on May 13, 2004;
- (X) a check in the amount of \$880 to cover the RCE fee; and
- (X) a return Postcard

Fees:

- (X) RCE fee (\$770 large entity)
- (X) One Month Extension fee (\$110 large entity)

The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. § 1.16 and § 1.17 which may be required, now or in the future, or credit any overpayment to Deposit Account No. 11-1410.

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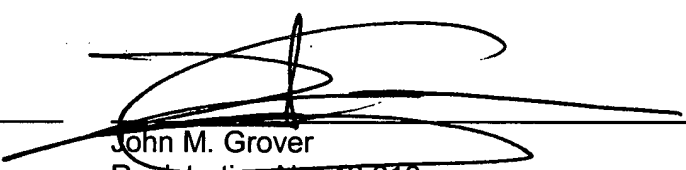
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02-FC:1251 110.00 OP

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01 FC:1801 770.00 OP
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Address all future communications to Customer No. 20,995.

Dated: August 13, 2004



John M. Grover
Registration No. 42,610
Attorney of Record
Customer No. 20,995
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants : Kiani et al.
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May 13, 2004

(Date)

John M. Grover, Reg. No. 42,610

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Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION
DATED MARCH 16, 2004**

Sir:

In response to the Office Action of March 16, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.